608164 B: 816 P: 718 RES 05/13/2021 10:53:43 AM Page: 1 of 3 R 0.00 D Dallas Schroeder Recorder, Elbert County, Co

STATE OF COLORADO	
COUNTY OF ELBERT	} ss

At a meeting of the Board of County Commissioners for Elbert County, State of Colorado, held at the Agriculture Building, 95 Ute Avenue, Kiowa, Colorado 80117, on Wednesday, the 12<sup>th</sup> day of May, 2021, there were present:

Christopher Richardson

Chair

Grant Thayer

Vice Chair

Rick Pettitt

Commissioner

Amanda Moore

Deputy Clerk to the Board

When the following proceedings, among others were had and done, to wit:

## APPROVE RESOLUTION 21-22

## RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ELBERT COUNTY, COLORADO APPROVING THE AMENDMENTS TO AMENDED AND RESTATED SERVICE PLANS FOR SPRING VALLEY METROPOLITAN DISTRICTS NO. 4, 5, & 6

WHEREAS, § 32-1-203, C.R.S. provides that no special district shall be organized except upon adoption of a resolution by the board of county commissioners approving the Service Plan of the proposed special district; and

WHEREAS, pursuant to §§ 32-1-201, et seq., C.R.S., an Amended and Restated Service Plan has been submitted to the Elbert County Board of County Commissioners (the "Commissioners") for the Spring Valley Metropolitan District No. 4 (the "District"); and

**WHEREAS**, the territory of the Districts are located wholly within the boundaries of Elbert County, Colorado (the "County"); and

**WHEREAS,** the Commissioners have conducted a public hearing on the Amended and Restated Service Plans for the Districts on May 12, 2021 (the "Hearing").

## NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ELBERT COUNTY, COLORADO:

Section 1. That notice of the Hearing was properly given pursuant to § 32-1-204, C.R.S., and in conformance with the County's adopted service plan regulations (the "Regulations"), and the Commissioners have jurisdiction to hear this matter.

- Section 1. That notice of the Hearing was properly given pursuant to § 32-1-204, C.R.S., and in conformance with the County's adopted service plan regulations (the "Regulations"), and the Commissioners have jurisdiction to hear this matter.
- Section 2. The Commissioners make the following findings pursuant to C.R.S. §§32-1-201, *et seq.*, as amended:
  - a. There is sufficient existing and projected need for organized service in the areas to be serviced by the Districts.
  - b. The existing service in the areas to be served by the Districts are inadequate for present and projected needs.
  - c. The Districts are capable of providing economical and sufficient service to the area within its boundaries.
  - d. The area in the Districts have, or will have, the financial ability to discharge the proposed indebtedness on a reasonable basis.
  - e. Adequate service is not, or will not be, available to the area through the county or other existing municipal or quasi-municipal corporations, including existing special districts, within a reasonable time and on a comparable basis.
  - f. The facility and service standards of the Districts are compatible with the facility and service standards of each county within which the Districts are located and each municipality which is an interested party under § 32-1-204(1), C.R.S.
  - g. The proposal is in substantial compliance with a master plan adopted pursuant to § 30-28-106, C.R.S.
  - h. The proposal is in compliance with any duly adopted county, regional, or state long-range water quality management plan for the area.
  - i. The Amended and Restated Service Plans of the Districts will be in the best interests of the area to be served.
- Section 3. The Commissioners make the following findings pursuant to the County's Regulations:
  - a. The Amended and Restated Service Plans were formally submitted to the County on or about March 9, 2021, and the submission was deemed complete on and after March 9, 2021 in accordance with the Regulations.
  - b. The Commissioners hereby deem the submission and review of the Amended and Restated Service Plans to be in substantial compliance with the Regulations, and hereby expressly waive any deviations therefrom.